

**To:** Jackson, Ryan[jackson.ryan@epa.gov]  
**Cc:** Lyons, Troy[lyons.troy@epa.gov]  
**From:** White, Elizabeth  
**Sent:** Thur 10/12/2017 12:47:38 AM  
**Subject:** Re: FOR REVIEW American Oversight v EPA (Chlorpyrifos FOIA) -- RELEASE DUE 10/13

This is another one and there is a court order for producing on the 13th.

Sent from my iPhone

On Oct 11, 2017, at 7:34 PM, Jackson, Ryan <jackson.ryan@epa.gov> wrote:

Let's wait until Troy does his thing. This is the production we have already spoken about, correct? Or is this still another chlorpyrifos one?

**From:** White, Elizabeth  
**Sent:** Wednesday, October 11, 2017 4:16 PM  
**To:** Jackson, Ryan <jackson.ryan@epa.gov>  
**Cc:** Lyons, Troy <lyons.troy@epa.gov>  
**Subject:** FW: FOR REVIEW American Oversight v EPA (Chlorpyrifos FOIA) -- RELEASE DUE 10/13

Ryan,

We have a court ordered deadline of August 13 to provide documents to American Oversight for external communications between Agency leaders and various outside parties regarding chlorpyrifos (start date for request was 1/20/17). Nancy reviewed and is OK. There are about 150 documents totaling 494 pages. AO's portion is very small about 5 documents. They are on pages 424 – 432. AO custodians are

- [redacted] Samantha Dravis
- [redacted] David Kreutzer
- [redacted] Byron Brown
- [redacted] [Pruitt.Scott@epa.gov](mailto:Pruitt.Scott@epa.gov)
- [redacted] Ryan Jackson

• [REDACTED] Troy Lyons

It is my understanding that OCIR wants to release a subset of these documents to the Senate EPW **TODAY**.

Do you want to discuss?

Beth

**From:** Hammitt, Jennifer

**Sent:** Friday, October 06, 2017 9:27 AM

**To:** Blake, Wendy <[Blake.Wendy@epa.gov](mailto:Blake.Wendy@epa.gov)>; Miller, Kevin <[Miller.Kevin@epa.gov](mailto:Miller.Kevin@epa.gov)>; White, Elizabeth <[white.elizabeth@epa.gov](mailto:white.elizabeth@epa.gov)>; Mclean, Kevin <[Mclean.Kevin@epa.gov](mailto:Mclean.Kevin@epa.gov)>; Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>; Dyner, Mark <[dyner.mark@epa.gov](mailto:dyner.mark@epa.gov)>

**Cc:** Farren, Victor <[Farren.Victor@epa.gov](mailto:Farren.Victor@epa.gov)>; Wittenberg, Nicholas <[wittenberg.nicholas@epa.gov](mailto:wittenberg.nicholas@epa.gov)>; Ingram, Earl <[Ingram.Earl@epa.gov](mailto:Ingram.Earl@epa.gov)>; Aarons, Kyle <[Aarons.Kyle@epa.gov](mailto:Aarons.Kyle@epa.gov)>

**Subject:** FW: FOR REVIEW American Oversight v EPA (Chlorpyrifos FOIA) -- RELEASE DUE 10/13.

All – please see note from Nancy Beck, below, clearing the American Oversight production.

We have a status report and this release due 10/13 to the requester. Please let me know if you have any questions, thanks.

Jennifer Hammitt

Attorney-Advisor, Information Law Practice Group

Office of General Counsel, General Law Office

U.S. Environmental Protection Agency

1200 Pennsylvania Avenue, NW, MC-2377A

Washington, DC 20460

(202) 564-5097

**From:** Beck, Nancy

**Sent:** Friday, October 06, 2017 7:42 AM

**To:** Hammitt, Jennifer <[Hammitt.Jennifer@epa.gov](mailto:Hammitt.Jennifer@epa.gov)>; Baptist, Erik <[baptist.erik@epa.gov](mailto:baptist.erik@epa.gov)>

**Subject:** RE: FOR REVIEW American Oversight v EPA (Chlorpyrifos FOIA) --  
RELEASE DUE 10/13.

Jennifer,

I've reviewed the documents and have no concerns with the release.

Erik- if you would also like to review, I've had the documents printed (4 pages/page) to facilitate a quick review/flip through if you would like my hard copies delivered to your office.

Nancy

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Nancy B. Beck, Ph.D., DABT

Deputy Assistant Administrator, OCSPP

P: 202-564-1273

M: Ex. 6 - Personal Privacy

[beck.nancy@epa.gov](mailto:beck.nancy@epa.gov)

**From:** Hammitt, Jennifer

**Sent:** Thursday, October 5, 2017 9:00 AM

**To:** Beck, Nancy <[Beck.Nancy@epa.gov](mailto:Beck.Nancy@epa.gov)>; Baptist, Erik <[baptist.erik@epa.gov](mailto:baptist.erik@epa.gov)>

**Subject:** FW: FOR REVIEW American Oversight v EPA (Chlorpyrifos FOIA) --  
RELEASE DUE 10/13.

**Importance:** High

Dear Dr. Beck, Mr. Baptist:

We are continuing to respond to requests for information related to chlorpyrifos. I am attaching for your review a proposed document release responsive to the FOIA litigation American Oversight v. EPA, filed in in the District Court for the District of Columbia. We are due to release these documents on or before **October 13, 2017**.

The original FOIA request and the email exchange clarifying the scope and search are also attached – I can provide more information about the search if needed. This particular request asked for communications on *any* topic with certain pesticide manufacturers (particularly Dow) and communications regarding pesticides from certain think tanks.

There are approximately 130 documents, constituting approximately 500 pages of records, proposed in this release. The initial review was performed by OEX, with second level review from OPP staff and myself. The custodian list was primarily in the Administrator's Office and Office of Pesticides senior management, and the proposed document release involves primarily managers in OPP. The time frame is January – August, 2017. The Office of General Counsel's Pesticides and Toxic Substances Law Office is also reviewing these records, as is the Office of the Administrator.

Since there are communications with outside parties, there are few withholdings beyond minor exemption 6 redactions. The attached document is text searchable for your convenience.

**Ex. 5 - Attorney Client**

**Ex. 5 - Attorney Client**

## Ex. 5 - Attorney Client

**Please send me any comments via email, referencing the DOC ID (stamped on the bottom of the page).** That way I will be able to go into Relativity and address any concerns. And of course, feel free to reach out to me with any questions. Thank you for your time on this.

Jennifer Hammitt

Attorney-Advisor, Information Law Practice Group

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